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**BEFORE THE INSURANCE COMMISSIONER  
OF THE STATE OF UTAH**

**UTAH INSURANCE DEPARTMENT,**

Complainant,

VS.

**LINCOLN GENERAL INSURANCE  
COMPANY IN LIQUIDATION**  
c/o Pennsylvania Insurance Department  
Office of Liquidations, Rehabilitations and Special  
Funds  
Capitol Associates Building  
901 N. 7<sup>th</sup> Street  
Harrisburg, PA 17102

Respondent.

:  
 : **NOTICE OF INFORMAL**  
**ADJUDICATIVE PROCEEDING**  
 : **AND ORDER**

## REVOCATION OF CERTIFICATE OF AUTHORITY

**Docket No. 2015-141 EX**  
Enforcement Case No. 3701

Judge Gregory Soderberg  
Administrative Law Judge

The Utah Insurance Department (“Department”), by and through its attorney, Perri Ann

Babalys, Assistant Attorney General, has commenced this informal adjudicative proceeding pursuant to Utah Code Annotated §§ 31A-2-201 and 63G-4-201 and Utah Administrative Code Rule R590-160. Based upon information contained in the Department files or known to Utah's Insurance Commissioner ("Commissioner"), the Commissioner makes the following:

### **FINDINGS OF FACT**

1. The Respondent is an insurer domesticated in the State of Pennsylvania, holding a certificate of authority to do an insurance business in the State of Utah, Utah Company Identification No. 1754.

2. On or about November 5, 2015, the Insurance Commissioner of the Commonwealth of Pennsylvania placed Lincoln General Insurance Company ("Lincoln General") into Liquidation, appointing the Insurance Commissioner of the Commonwealth of Pennsylvania as Statutory Liquidator of Lincoln General.

3. Respondent is currently in hazardous financial condition and a mandatory control level pursuant to Utah Code. Ann. § 31A-16-606.

4. Pursuant to Utah Code Ann. § 31A-14-217, wherever there would be grounds for delinquency proceedings against a foreign insurer, if the foreign insurer were a domestic insurer, the Commissioner may revoke the foreign insurer's certificate of authority.

Having entered his Findings of Fact, the Commissioner now enters the following:

### **CONCLUSIONS OF LAW**

1. Grounds exist for delinquency proceedings under Chapter 27a of the Utah Insurance Code if Respondent were a domestic insurer.

2. Respondent's Certificate of Authority should be revoked pursuant to Utah Code Ann. § 31A-14-217.

Based upon the forgoing Findings of Fact and Conclusions of Law, the Commissioner now enters the following:


**ORDER**

**IT IS HEREBY ORDERED:**

1. Respondent's Utah Certificate of Authority is revoked.
2. This Order shall become final fifteen (15) days after the date of mailing unless a written request for a hearing is received from the Respondent in the offices of the Department prior to that date. A written request for a hearing shall be signed by the person making the request and shall state the basis for the relief requested.

DATED this 9<sup>th</sup> day of December, 2015.

TODD E. KISER  
UTAH INSURANCE COMMISSIONER

  
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GREGORY SODERBERG  
Administrative Law Judge  
Utah Insurance Department  
State Office Building, Room 3110  
Salt Lake City, UT 84114  
Telephone (801) 530-6706  
Email: gsoderberg@utah.gov

**NOTIFICATION**

If you request a hearing regarding this matter, the department will be represented by Perri Ann Babalis, Assistant Attorney General, 160 East 300 South, Fifth Floor, P.O. Box 140874, Salt Lake City, Utah 84114-0874, Telephone Number (801) 366-0375. **Failure to request a hearing will be considered a failure to exhaust administrative remedies and will preclude any further administrative or judicial review or appeal of this matter.**

You are further notified that other jurisdictions in which you may be licensed may require that you report this action to them.

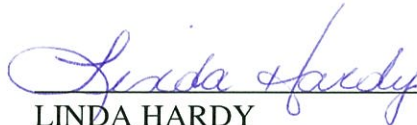
## CERTIFICATE OF MAILING

The undersigned certifies on this date, a true and correct copy of the forgoing NOTICE OF INFORMAL AGENCY ACTION AND ORDER was mailed, postage prepaid, to the following:

**Lincoln General Insurance Company**  
c/o Laura Slaymaker PA Insurance Department  
Office of Liquidations  
Capitol Associates Building  
901 N 7<sup>th</sup> Street  
Harrisburg, PA 17102

[c-lslaymak@pa.gov](mailto:c-lslaymak@pa.gov)

DATED this 10<sup>th</sup> day of December, 2015.



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LINDA HARDY  
UTAH INSURANCE DEPARTMENT  
STATE OFFICE BUILDING, ROOM 3110  
SALT LAKE CITY, UT 84114-6901